

Patent Case No. IN01344

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re application of:

Janice K. Albrecht

: Examiner: To Be Assigned

For: RIBAVIRIN-PEGYLATED  
INTERFERON ALFA  
HCV COMBINATION THERAPY

: Group Art Unit: 1619

Serial No.: 09/981,215

Filed: 10/16/2001

:  
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ASSISTANT COMMISSIONER FOR PATENTS  
Washington, D.C. 20231

Sir:

RESPONSE TO NOTICE

This is in response to the NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES, dated 11/27/2001.

Applicant is enclosing herewith the following:

- (1) An initial computer readable form ("CRF") of the sequence listing;
- (2) A paper copy of the sequence listing;
- (3) A copy of the "NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING THE NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES"; and
- (4) An amendment requesting entry of the sequence listing into the specification.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Assistant Commissioner for Patents, Washington, D.C. 20231, on

January 28, 2002

Thomas D. Hoffman

Registered Representative

Thomas D. Hoffman  
Signature

1/28/2002  
Date

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The undersigned attorney of record for the applicant hereby declares (1) that the content of the CRF of the sequence listing and the paper copy are the same and includes no new matter that goes beyond the disclosure set forth in the specification originally filed and (2) that the undersigned is registered to practice before the U.S. Patent and Trademark Office.

The Assistant Commissioner for Patents is hereby authorized to debit our Deposit Account No. 19-0365 in any amount necessary to prevent abandonment of this application.

Respectfully submitted,

Thomas D. Hoffman  
Attorney of Record for Applicant  
Registration No. 28,221  
Tel: 908-298-5037

1/28/2002  
Date

Schering-Plough Corporation  
Patent Department, K-6-1-1990  
2000 Galloping Hill Road  
Kenilworth, New Jersey 07033-0530

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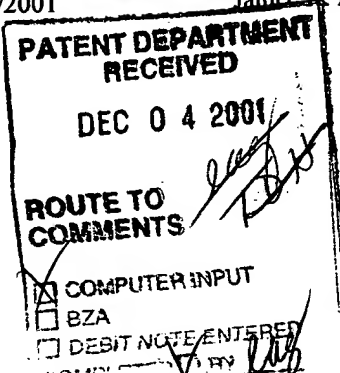
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 COMMISSIONER FOR PATENTS  
 UNITED STATES PATENT AND TRADEMARK OFFICE  
 WASHINGTON, D.C. 20231  
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
0,981,215	10/16/2001	Janice K. Albrecht	IN01344

 24265  
 SCHERING-PLOUGH CORPORATION  
 PATENT DEPARTMENT (K-6-1, 1990)  
 2000 GALLOPING HILL ROAD  
 KENILWORTH, NJ 07033-0530


CONFIRMATION NO. 5760

FORMALITIES LETTER



\*OC000000007121797\*

Date Mailed: 11/27/2001

### NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES

Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file the items indicated below to avoid abandonment. Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

- This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at [patin21help@uspto.gov](mailto:patin21help@uspto.gov) or [patin3help@uspto.gov](mailto:patin3help@uspto.gov)

*A copy of this notice **MUST** be returned with the reply.*

*Ami*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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Approved for use through 09/30/2000. OMB 0651-0034  
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>TRANSMITTAL FORM</b> <i>(to be used for all correspondence after initial filing)</i>	<b>Application Number</b>	09/981,215	
	<b>Filing Date</b>	10/16/01	
	<b>First Named Inventor</b>	ALBRECHT	
	<b>Group Art Unit</b>	1619	
	<b>Examiner Name</b>	TO BE ASSIGNED	
<b>Total Number of Pages in This Submission</b>	13	<b>Attorney Docket Number</b>	IN01344

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Small Entity Statement <input type="checkbox"/> Request for Refund	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Additional Enclosure(s) (please identify below) Sequence Listings Return Post Card Floppy Disk Response Notice to Comply w/ requirements
<b>Remarks</b>		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
<b>Firm or Individual name</b>	SCHERING-PLOUGH CORPORATION PATENT DEPARTMENT, K-6-1-1990 THOMAS D. HOFFMAN, REG. NO. 28,221
<b>Signature</b>	<i>Thomas D. Hoffman</i> 1/28/2002
<b>Date</b>	January 28, 2002

CERTIFICATE OF MAILING			
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date: January 28, 2002			
<b>Typed or printed name</b>	THOMAS D. HOFFMAN		
<b>Signature</b>	<i>Thomas D. Hoffman</i> 1/28/2002	<b>Date</b>	January 28, 2002

⊕ Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.